

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION**

UNITED STATES OF AMERICA,	:	Case No. 3:22-CR-00042
Plaintiff,	:	Judge Michael J. Newman
v.	:	
RODNEY S. KOSAK,	:	
Defendant.	:	

FINAL ORDER OF FORFEITURE

Upon the United States' Motion for Final Order of Forfeiture and the Court's review of the record, the Court HEREBY FINDS THAT:

On November 30, 2022, the Court entered a Preliminary Order of Forfeiture (Doc. 30), finding that all right, title, and interest in the following property (hereinafter the "subject property") had been forfeited to the United States pursuant to 21 U.S.C. § 853(a)(2):

- Mauser, model HSc, 7.65mm caliber semi-auto pistol with serial number 948053 and any ammunition and attachments; and
- SAR ARMS, model SARB6P, 9mm Luger caliber semi-automatic pistol with serial number T1102 13G05991 and one extended magazine and any ammunition and attachments.

The Court also found that the defendant had an interest in the subject property and directed the United States to seize the subject property and to give notice of its intent to forfeit the property. (*Id.*)

The United States gave electronic notice through the CM/ECF notification system of the Motion for Preliminary Order of Forfeiture to counsel for the defendant, and the defendant did not object to the forfeiture.

On April 24, 2023, the Court held the defendant's sentencing hearing. The Amended Judgment establishes that the defendant shall forfeit the subject property to the United States. (Doc. 38.)

The United States published notice of this forfeiture action and of its intent to dispose of the subject property in accordance with the law on an official government internet site (www.forfeiture.gov) for at least 30 consecutive days, beginning on December 3, 2022. (Doc. 37.)

The United States sent direct written notice of the Preliminary Order of Forfeiture to all persons who reasonably appeared to be a potential claimant with standing to contest the forfeiture of the subject property in the ancillary proceeding, including Heather Muth and Gerald Henry Orr. (Doc. 40.)

No person or entity has filed a timely petition with the Court asserting any interest in the subject property or objecting to its proposed forfeiture.

THEREFORE, IT IS HEREBY ORDERED THAT:

1. All right, title, and interest in the subject property is condemned and forfeited to the United States under 21 U.S.C. § 853(a)(2), and no right, title, or interest shall remain in any other person or entity.
2. The United States shall dispose of the subject property in accordance with the law.
3. The United States District Court shall retain jurisdiction in the case for the purpose of enforcing this Final Order of Forfeiture.

IT IS SO ORDERED.

Dated: 8/22/2023

s/ Michael J. Newman
HONORABLE MICHAEL J. NEWMAN
UNITED STATES DISTRICT JUDGE